IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.502 OF 2005
IN
CIVIL APPLICATION NO.4103 OF 2003
IN
FIRST APPEAL NO.1605 OF 2003

The Administrator/Commissioner
Malegaon Municipal Corpn. Malegaon ...Applicant
Vs.
Madhulata Bhikaramsing Pardeshi & Ors. ...Respondents

Mr. S.M. Sabrad Adv. for Applicant
Mr.Ahuja Adv. for Respondent Nos.1,2 and 3
Mr.K.K.Tated, A.G.P. for Respondent No.4

CORAM: H.L.GOKHALE &
SMT.R.S.DALVI,JJ.
DATED: 23RD AUGUST, 2005

P.C.

1. Heard Mr. Sabrad in support of this Application. Mr. Ahuja appears for Respondent Nos.1 to 3 and Mr. Tated, A.G.P. appears for Respondent No.4.

2. Mr.Sabrad states that now the amount has been deposited in the trial Court in pursuance to the order passed on 10th December 2004 and as per the extension granted on 28th February 2005. He is not pressing this application any more.

3. Mr.Ahuja applies that the amount be allowed to be withdrawn atleast in part without any Bank Guarantee. The order passed on 10th December 2004 was

passed after hearing Mr. Ahuja. This being so there is no need to modify that part. It will be open to the Respondents 2 and 3 to withdraw the deposited amount by giving Bank Guarantee of a Nationalised Bank to the satisfaction of the trial Court.

. Civil Application disposed off.

(H.L.GOKHALE,J.)

(SMT.R.S.DALVI,J.)